Case 05-71487 Doc 1 Filed 03/31/05 Entered 03/31/05 11:46:24 Desc Main Document Page 1 of 38

3/31/05 10:56AM

(Official Form 1) (12/03)

FORM B1 United States Bankruptcy Court Northern District of Illinois							Voluntary Petition
Name of Debtor (if individual, Chavarria, Carlos	enter Last, First, M	Middle):	1		oint Debto arria, Cris		t, First, Middle):
All Other Names used by the I (include married, maiden, and		years		include m		aiden, and trade	Debtor in the last 6 years names):
Last four digits of Soc. Sec. No (if more than one, state all):	-	other Tax I.D.		Last four d			mplete EIN or other Tax I.D. No.
Street Address of Debtor (No. 1165 Heartland Gate Lake In The Hills, IL 60156		& Zip Code):	S	1165	Heartland	nt Debtor (No. &	z Street, City, State & Zip Code):
County of Residence or of the Principal Place of Business:	McHenry			County of Principal I		e or of the usiness: McH	enry
Mailing Address of Debtor (if	different from street	t address):	N	Mailing A	ddress of	Joint Debtor (if	different from street address):
Location of Principal Assets of (if different from street address							
Venue (Check any applicable by Debtor has been domicile preceding the date of this ☐ There is a bankruptcy case.	d or has had a resid petition or for a lor	nger part of su	ch 180 da	ys than in	any other	District.	District for 180 days immediately bistrict.
Type of Debtor ☐ Individual(s) ☐ Corporation ☐ Partnership ☐ Other		oad		☐ Chap	the ter 7 ter 9	e Petition is File Cha	kruptcy Code Under Which ed (Check one box) apter 11
Nature of	Debts (Check one b	ox)	+			Filing Fee (C	
Chapter 11 Small Business □ Debtor is a small busines □ Debtor is and elects to be 11 U.S.C. § 1121(e) (Opt	s as defined in 11 U considered a small	xes that apply J.S.C. § 101		Filing Must certify	attach sig ing that th	paid in installment	ents (Applicable to individuals only.) for the court's consideration le to pay fee except in installments. in No. 3.
Statistical/Administrative Info Debtor estimates that fund Debtor estimates that, after will be no funds available	ds will be available er any exempt prope	for distribution erty is exclude	d and adm			paid, there	THIS SPACE IS FOR COURT USE ONLY
Estimated Number of Creditors		6-49 50-99	100-199	200-999	1000-over		
	0,001 to \$500,001 to 0,000 \$1 million	\$1,000,001 to \$10 million	\$10,000,00 ² \$50 million		,000,001 to 0 million	More than \$100 million	
	0,001 to \$500,001 to 0,000 \$1 million	\$1,000,001 to \$10 million	\$10,000,00° \$50 million		,000,001 to 0 million	More than \$100 million	

Official Form (\$\frac{\text{A3.06.30}}{\text{5.05}} 5-71487 \text{Doc 1} \text{Filed 03/31/05}	Entered 03/31/05 11:46	
Voluntary Petition Document	NPAGE 12-10fr38	FORM B1, Page 2
(This page must be completed and filed in every case)	Chavarria, Carlos	
	Chavarria, Cristina	
Prior Bankruptcy Case Filed Within Last 6	Years (If more than one, attach addit	ional sheet)
Location Where Filed: - None -	Case Number:	Date Filed:
Pending Bankruptcy Case Filed by any Spouse, Partner, or	Affiliate of this Debtor (If more than	one, attach additional sheet)
Name of Debtor: - None -	Case Number:	Date Filed:
District:	Relationship:	Judge:
Sign	itures	
Signature(s) of Debtor(s) (Individual/Joint)	1	hibit A
I declare under penalty of perjury that the information provided in this petition is true and correct. [If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under chapter 7] I am aware that I may proceed under chapter 7, 11, 12, or 13 of title 11, United States Code, understand	(To be completed if debtor is require	ed to file periodic reports (e.g., forms and Exchange Commission pursuant to Exchange Act of 1934 and is
the relief available under each such chapter, and choose to proceed under		
chapter 7. I request relief in accordance with the chapter of title 11, United States Code, specified in this petition. X /s/ Carlos Chavarria Signature of Debtor Carlos Chavarria	(To be completed in	nat [he or she] may proceed under United States Code, and have
X /s/ Cristina Chavarria Signature of Joint Debtor Cristina Chavarria	X /s/ Angie S. Rhee # 628207 Signature of Attorney for Debto Angie S. Rhee # 6282075	
Telephone Number (If not represented by attorney)	Ex	hibit C
March 31, 2005	Does the debtor own or have posses a threat of imminent and identifiable	
Date	safety? ☐ Yes, and Exhibit C is attached	I and made a part of this patition
Signature of Attorney /s/ Angle S. Rhee # 6282075	■ No	and made a part of this petition.
Signature of Attorney for Debtor(s)	_	torney Petition Preparer
Angle S. Rhee # 6282075 Printed Name of Attorney for Debtor(s)	I certify that I am a bankruptcy petit § 110, that I prepared this document provided the debtor with a copy of t	for compensation, and that I have
Macey & Chern Firm Name 444 N. Wells, Ste. 301	Printed Name of Bankruptcy Pe	etition Preparer
Chicago, IL 60610	Social Security Number (Require	red by 11 U.S.C.§ 110(c).)
Address		
(312) 467-0004 Fax: (312) 467-1832		
Telephone Number	Address	
March 31, 2005 Date	Names and Social Security num	nbers of all other individuals who
Signature of Debtor (Corporation/Partnership) I declare under penalty of perjury that the information provided in this petition is true and correct, and that I have been authorized to file this	prepared or assisted in preparin	g this document:
petition on behalf of the debtor. The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.	sheets conforming to the approp	ed this document, attach additional priate official form for each person.
X Signature of Authorized Individual	Signature of Bankruptcy Petitio	n Preparer
Printed Name of Authorized Individual	Date	
Title of Authorized Individual	A bankruptcy petition preparer's provisions of title 11 and the Fe Procedure may result in fines or	deral Rules of Bankruptcy
Date	U.S.C. § 110; 18 U.S.C. § 156.	

Case 05-71487 Doc 1 Filed 03/31/05 Entered 03/31/05 11:46:24 Desc Main Document Page 3 of 38

United States Bankruptcy Court Northern District of Illinois

In re	Carlos Chavarria,		Case No	
	Cristina Chavarria			
_		Debtors	Chapter	13

SUMMARY OF SCHEDULES

Indicate as to each schedule whether that schedule is attached and state the number of pages in each. Report the totals from Schedules A, B, D, E, F, I, and J in the boxes provided. Add the amounts from Schedules A and B to determine the total amount of the debtor's assets. Add the amounts from Schedules D, E, and F to determine the total amount of the debtor's liabilities.

			AM	IOUNTS SCHEDULED	
NAME OF SCHEDULE	ATTACHED (YES/NO)	NO. OF SHEETS	ASSETS	LIABILITIES	OTHER
A - Real Property	Yes	1	195,000.00		
B - Personal Property	Yes	3	22,195.00		
C - Property Claimed as Exempt	Yes	1			
D - Creditors Holding Secured Claims	Yes	1		200,697.99	
E - Creditors Holding Unsecured Priority Claims	Yes	1		0.00	
F - Creditors Holding Unsecured Nonpriority Claims	Yes	7		38,579.80	
G - Executory Contracts and Unexpired Leases	Yes	1			
H - Codebtors	Yes	1			
I - Current Income of Individual Debtor(s)	Yes	1			4,478.00
J - Current Expenditures of Individual Debtor(s)	Yes	1			2,078.00
Total Number of Sheets of ALL Schedules		18			
	Т	otal Assets	217,195.00		
			Total Liabilities	239,277.79	

3/31/05 10:56AM

Case 05-71487 Doc 1 Filed 03/31/05 Entered 03/31/05 11:46:24 Desc Main Document Page 4 of 38

In re	Carlos Chavarria,	Case No.
	Cristina Chavarria	

Debtors

SCHEDULE A. REAL PROPERTY

Except as directed below, list all real property in which the debtor has any legal, equitable, or future interest, including all property owned as a cotenant, community property, or in which the debtor has a life estate. Include any property in which the debtor holds rights and powers exercisable for the debtor's own benefit. If the debtor is married, state whether husband, wife, or both own the property by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the debtor holds no interest in real property, write "None" under "Description and Location of Property."

Do not include interests in executory contracts and unexpired leases on this schedule. List them in Schedule G - Executory Contracts and Unexpired Leases.

If an entity claims to have a lien or hold a secured interest in any property, state the amount of the secured claim. (See Schedule D.) If no entity claims to hold a secured interest in the property, write "None" in the column labeled "Amount of Secured Claim."

If the debtor is an individual or if a joint petition is filed, state the amount of any exemption claimed in the property only in Schedule C - Property Claimed as Exempt.

Description and Location of Property	Nature of Debtor's Interest in Property	Husband, Wife, Joint, or Community	Current Market Value of Debtor's Interest in Property, without Deducting any Secured Claim or Exemption	Amount of Secured Claim
Real Estate located at 1165 Heartland Gate, Lake In The Hills IL 60156.	fee simple	W	195,000.00	161,422.00

Sub-Total > 195,000.00 (Total of this page)

Total > 195,000.00

(Report also on Summary of Schedules)

Desc Main	3/31/05 10:56AM
-----------	-----------------

In re	Carlos Chavarria,	Case No.
	Cristina Chavarria	

Debtors

SCHEDULE B. PERSONAL PROPERTY

Except as directed below, list all personal property of the debtor of whatever kind. If the debtor has no property in one or more of the categories, place an "x" in the appropriate position in the column labeled "None." If additional space is needed in any category, attach a separate sheet properly identified with the case name, case number, and the number of the category. If the debtor is married, state whether husband, wife, or both own the property by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the debtor is an individual or a joint petition is filed, state the amount of any exemptions claimed only in Schedule C - Property Claimed as Exempt.

Do not list interests in executory contracts and unexpired leases on this schedule. List them in Schedule G - Executory Contracts and Unexpired Leases.

If the property is being held for the debtor by someone else, state that person's name and address under "Description and Location of Property."

	Type of Property	N O N E	Description and Location of Property	Husband, Wife, Joint, or Community	Current Market Value of Debtor's Interest in Property without Deducting any Secured Claim or Exemption
1.	Cash on hand	Х			
2.	Checking, savings or other financial		Checking account with LaSalle Bank.	-	0.00
	accounts, certificates of deposit, or shares in banks, savings and loan, thrift, building and loan, and homestead associations, or credit unions, brokerage houses, or cooperatives.		Checking account with Chicago Community Bank.	-	0.00
3.	Security deposits with public utilities, telephone companies, landlords, and others.		Electricity with ComEd - \$400	J	0.00
4.	Household goods and furnishings, including audio, video, and computer equipment.		Miscellaneous used household goods	-	1,000.00
5.	Books, pictures and other art objects, antiques, stamp, coin, record, tape, compact disc, and other collections or collectibles.		Miscellaneous books, tapes, CD's etc.	-	200.00
6.	Wearing apparel.		Personal Used Clothing	-	500.00
7.	Furs and jewelry.		Miscellaneous costume jewelry	-	300.00
8.	Firearms and sports, photographic, and other hobby equipment.	Х			
9.	Interests in insurance policies. Name insurance company of each policy and itemize surrender or refund value of each.	X			
				Sub-Tota	al > 2,000.00

2 continuation sheets attached to the Schedule of Personal Property

(Total of this page)

Case 05-71487 Doc 1 Filed 03/31/05 Entered 03/31/05 11:46:24 Desc Main Document Page 6 of 38

In 1	re Carlos Chavarria, Cristina Chavarria		Cas	se No	
	Cristina Chavama	SC	Debtors CHEDULE B. PERSONAL PROPERTY (Continuation Sheet)	7	
	Type of Property	N O N E	Description and Location of Property	Husband, Wife, Joint, or Community	Current Market Value of Debtor's Interest in Property, without Deducting any Secured Claim or Exemption
	Annuities. Itemize and name each issuer.	Х			
	Interests in IRA, ERISA, Keogh, or other pension or profit sharing plans. Itemize.	Х			
	Stock and interests in incorporated and unincorporated businesses. Itemize.	Х			
	Interests in partnerships or joint ventures. Itemize.	Х			
	Government and corporate bonds and other negotiable and nonnegotiable instruments.	Х			
15.	Accounts receivable.	Χ			
	Alimony, maintenance, support, and property settlements to which the debtor is or may be entitled. Give particulars.	Х			
	Other liquidated debts owing debtor including tax refunds. Give particulars.		Expected 2004 tax refund, \$1118, all Earned Income Credit.	-	0.00
	Equitable or future interests, life estates, and rights or powers exercisable for the benefit of the debtor other than those listed in Schedule of Real Property.	X			
	Contingent and noncontingent interests in estate of a decedent, death benefit plan, life insurance policy, or trust.	Х			

Sub-Total > 0.00 (Total of this page)

Sheet 1 of 2 continuation sheets attached to the Schedule of Personal Property

Carlos Chavarria, Case No. In re Cristina Chavarria

Debtors

SCHEDULE B. PERSONAL PROPERTY

(Continuation Sheet)

			(Continuation Sheet)		
	Type of Property	N O N E	Description and Location of Property	Husband, Wife, Joint, or Community	Current Market Value of Debtor's Interest in Property, without Deducting any Secured Claim or Exemption
20.	Other contingent and unliquidated claims of every nature, including tax refunds, counterclaims of the debtor, and rights to setoff claims. Give estimated value of each.	Х			
21.	Patents, copyrights, and other intellectual property. Give particulars.	Х			
22.	Licenses, franchises, and other general intangibles. Give particulars.	X			
23.	Automobiles, trucks, trailers, and other vehicles and accessories.		002 Dodge Caravan. 54,000 miles. Lien held by hrysler.	-	7,345.00
		20 A	002 Isuzu Rodeo. 36,000 miles. Lien held by mericredit.	J	12,550.00
24.	Boats, motors, and accessories.	Χ			
25.	Aircraft and accessories.	Χ			
26.	Office equipment, furnishings, and supplies.	Х			
27.	Machinery, fixtures, equipment, and supplies used in business.		mixers, computer, small fridge (all other business upplies are owned by the Landlord).	; J	300.00
28.	Inventory.	F	ood	J	0.00
29.	Animals.	Х			
30.	Crops - growing or harvested. Give particulars.	Х			
31.	Farming equipment and implements.	Х			
32.	Farm supplies, chemicals, and feed.	Χ			
33.	Other personal property of any kind not already listed.	Х			
				Sub-Tota	al > 20,195.00
			(°	Total of this page)	al > 22 105 00

Sheet 2 of 2 continuation sheets attached to the Schedule of Personal Property

(Report also on Summary of Schedules)

Total >

22,195.00

Carlos Chavarria, In re Cristina Chavarria

Debtors

SCHEDULE C. PROPERTY CLAIMED AS EXEMPT

Debtor elects the exemptions to which debtor is entitled under: [Check one box]

☐ 11 U.S.C. §522(b)(1): 11 U.S.C. §522(b)(2): Exemptions provided in 11 U.S.C. §522(d). Note: These exemptions are available only in certain states. Exemptions available under applicable nonbankruptcy federal laws, state or local law where the debtor's domicile has been located for the 180 days immediately preceding the filing of the petition, or for a longer portion of the 180-day period than in any other place, and the debtor's interest as a tenant by the entirety or joint tenant to the extent the interest is exempt from process under applicable nonbankruptcy law.

Description of Property	Specify Law Providing Each Exemption	Value of Claimed Exemption	Current Market Value of Property Without Deducting Exemption
Real Property Real Estate located at 1165 Heartland Gate, Lake In The Hills IL 60156.	735 ILCS 5/12-901	7,500.00	195,000.00
Household Goods and Furnishings Miscellaneous used household goods	735 ILCS 5/12-1001(b)	1,000.00	1,000.00
Books, Pictures and Other Art Objects; Collectibles Miscellaneous books, tapes, CD's etc.	735 ILCS 5/12-1001(b)	200.00	200.00
Wearing Apparel Personal Used Clothing	735 ILCS 5/12-1001(a)	500.00	500.00
Furs and Jewelry Miscellaneous costume jewelry	735 ILCS 5/12-1001(b)	300.00	300.00
Automobiles, Trucks, Trailers, and Other Vehicles 2002 Dodge Caravan. 54,000 miles. Lien held by Chrysler.	735 ILCS 5/12-1001(c)	1,200.00	7,345.00
2002 Isuzu Rodeo. 36,000 miles. Lien held by Americredit.	735 ILCS 5/12-1001(b)	2,500.00	12,550.00

Case 05-71487 Doc 1 Filed 03/31/05 Entered 03/31/05 11:46:24 Desc Main Page 9 of 38 Document

Form B6D (12/03)

In re	Carlos Chavarria,	Case No.
	Cristina Chavarria	

Debtors

SCHEDULE D. CREDITORS HOLDING SECURED CLAIMS

State the name, mailing address, including zip code and last four digits of any account number of all entities holding claims secured by property of the debtor as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. List creditors holding all types of secured interests such as judgment liens, garnishments, statutory liens, mortgages, deeds of trust, and other security interests. List creditors in alphabetical order to the extent practicable. If all secured creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor", include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether husband, wife, both of them, or the marital community may be liable on each claim by placing an "H", "W", "J", or "C" in the column labeled "Husband, Wife, Joint, or Community."

If the claim is contingent, place an "X" in the column labeled "Contingent". If the claim is unliquidated, place an "X" in the column labeled "Unliquidated". If the claim is disputed, place an "X" in the column labeled "Disputed". (You may need to place an "X" in more than one of these three

columns.)

Report the total of all claims listed on this schedule in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules.

Check this box if debtor has no creditors holding secured claims to report on this Schedule D

GDEDITORIS VALVE	Č	Ηι	sband, Wife, Joint, or Community	AMOUNT OF				
CREDITOR'S NAME, AND MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	J C H W	DATE CLAIM WAS INCURRED, NATURE OF LIEN, AND DESCRIPTION AND MARKET VALUE OF PROPERTY SUBJECT TO LIEN	CONTLNGEN	NLIQUIDATE		CLAIM WITHOUT DEDUCTING VALUE OF COLLATERAL	UNSECURED PORTION IF ANY
Account No. x2035			02					
Americredit 801 Cherry St. Suite 3900 Fort Worth, TX 76102		w	Automotive Lien 2002 Isuzu Rodeo. 36,000 miles. Lien held by Americredit.		D			
		╙	Value \$ 12,550.00			Ц	19,505.00	6,955.00
Account No. xx0265	_		01					
Chrysler Financial 999 Oakmont Plaza Dr. Westmont, IL 60559		w	Automotive Lien 2002 Dodge Caravan. 54,000 miles. Lien held by Chrysler.					
			Value \$ 7,345.00				19,245.00	11,900.00
Account No. xx-xxxx816-9			Personal Loan					
LaSalle Bank Commercial Loan Payments 8617 Innovation Way Chicago, IL 60682-0086		J	Co-signed with Third Party. Will pay at 100%.					
			Value \$ 0.00				525.99	525.99
Account No. xx2933	_		01					
Wells Fargo 3101 W. 69th St. Edinah, MN 55435		w	Mortgage Real Estate located at 1165 Heartland Gate, Lake In The Hills IL 60156.					
			·					
			Value \$ 195,000.00	L		Ц	161,422.00	0.00
0 continuation sheets attached			S (Total of th	ubi iis			200,697.99	
			(Report on Summary of Sc		ota lule		200,697.99	

Case 05-71487 Doc 1 Filed 03/31/05 Entered 03/31/05 11:46:24 Desc Main Page 10 of 38 Document

(04/04)

Form B6E

In re	Carlos Chavarria,	Case No.
	Cristina Chavarria	

Debtors SCHEDULE E. CREDITORS HOLDING UNSECURED PRIORITY CLAIMS

A complete list of claims entitled to priority, listed separately by type of priority, is to be set forth on the sheets provided. Only holders of unsecured claims entitled to priority should be listed in this schedule. In the boxes provided on the attached sheets, state the name, mailing address, including zip code, and last four digits of the account number, if any, of all entities holding priority claims against the debtor or the property of the debtor, as of the date of the filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor", include the entity on the appropriate schedule of creditors, and complete Schedule H-Codebtors. If a joint petition is filed, state whether husband, wife, both of them or the marital community may be liable on each claim by placing an "H", "W", "J", or "C" in the column labeled "Husband, Wife, Joint, or Community".

If the claim is contingent, place an "X" in the column labeled "Contingent". If the claim is unliquidated, place an "X" in the column labeled "Unliquidated". If the claim is disputed, place an "X" in the column labeled "Disputed". (You may need to place an "X" in more than one of these three columns.)

Report the total of claims listed on each sheet in the box labeled "Subtotal" on each sheet. Report the total of all claims listed on this Schedule E in the box labeled "Total" on the last sheet of the completed schedule. Repeat this total also on the Summary of Schedules.

■ Check this box if debtor has no creditors holding unsecured priority claims to report on this Schedule E. TYPES OF PRIORITY CLAIMS (Check the appropriate box(es) below if claims in that category are listed on the attached sheets.) ☐ Extensions of credit in an involuntary case Claims arising in the ordinary course of the debtor's business or financial affairs after the commencement of the case but before the earlier of the appointment of a trustee or the order for relief. 11 U.S.C. § 507(a)(2).

☐ Wages, salaries, and commissions

Wages, salaries, and commissions, including vacation, severance, and sick leave pay owing to employees and commissions owing to qualifying independent sales representatives up to \$4,925* per person earned within 90 days immediately preceding the filing of the original petition, or the cessation of business, which ever occurred first, to the extent provided in 11 U.S.C. § 507 (a)(3).

☐ Contributions to employee benefit plans

Money owed to employee benefit plans for services rendered within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(4).

☐ Certain farmers and fishermen

Claims of certain farmers and fishermen, up to \$4,925* per farmer or fisherman, against the debtor, as provided in 11 U.S.C. § 507(a)(5).

☐ Deposits by individuals

Claims of individuals up to \$2,225* for deposits for the purchase, lease, or rental of property or services for personal, family, or household use, that were not delivered or provided. 11 U.S.C. § 507(a)(6).

☐ Alimony, Maintenance, or Support

Claims of a spouse, former spouse, or child of the debtor for alimony, maintenance, or support, to the extent provided in 11 U.S.C. § 507(a)(7).

☐ Taxes and Certain Other Debts Owed to Governmental Units

Taxes, customs duties, and penalties owing to federal, state, and local governmental units as set forth in 11 U.S.C § 507(a)(8).

☐ Commitments to Maintain the Capital of an Insured Depository Institution

Claims based on commitments to the FDIC, RTC, Director of the Office of Thrift Supervision, Comptroller of the Currency, or Board of Governors of the Federal Reserve System, or their predecessors or successors, to maintain the capital of an insured depository institution. 11 U.S.C. § 507(a)(9).

*Amounts are subject to adjustment on April 1, 2007, and every three years thereafter with respect to cases commenced on or after the date of adjustment.

Ω	continuation	cheete	attache

3/31/05 10:56AM

Case 05-71487 Doc 1 Filed 03/31/05 Entered 03/31/05 11:46:24 Desc Main Document Page 11 of 38

Form B6F (12/03)

In re	Carlos Chavarria,	Case No	
	Cristina Chavarria		
		Debtors	

SCHEDULE F. CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

State the name, mailing address, including zip code, and last four digits of any account number, of all entities holding unsecured claims without priority against the debtor or the property of the debtor, as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. Do not include claims listed in Schedules D and E. If all creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor", include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether husband, wife, both of them, or the marital community maybe liable on each claim by placing an "H", "W", "J", or "C" in the column labeled "Husband, Wife, Joint, or Community".

If the claim is contingent, place an "X" in the column labeled "Contingent". If the claim is unliquidated, place an "X" in the column labeled "Unliquidated". If the claim is disputed, place an "X" in the column labeled "Disputed". (You may need to place an "X" in more than one of these three columns.)

Report the total of all claims listed on this schedule in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules.

☐ Check this box if debtor has no creditors holding unsecured claims to report on this Schedule F.

CREDITOR'S NAME,	c	Н	sband, Wife, Joint, or Community		Ç	Ü	Þ	
AND MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions above.)	CODEBTOR	C N H		D AIM E.	ONTINGE	UNLIQUIDATE	ISPUTED	AMOUNT OF CLAIM
Account No. xx9244			03 Collection for medical services		T	T E D		
A/R Concepts 2320 Dean St. Bldg. 2-202 St. Charles, IL 60175		J	Collegatori for illegatori voca					607.00
Account No. xxxx6201		T	04					
Account Recovery Service 3031 N. 114th St. Milwaukee, WI 53222-4208		J	Collection for US Cellular.					99.00
Account No. xx1435 American Collection 919 W. Estes Schaumburg, IL 60193-4427		J	04 Collection for medical services					
Account No. xxxxxxxxxxxx4732			89					610.00
Amex P.O. Box 297871 Fort Lauderdale, FL 33329		J	Closed account					95.00
_6 _ continuation sheets attached		_	(7)	Sotal of th		tota pag		1,411.00

Case 05-71487 Doc 1 Filed 03/31/05 Entered 03/31/05 11:46:24 Desc Main Document Page 12 of 38

Form B6F - Cont. (12/03)

In re	Carlos Chavarria,	Case No
	Cristina Chavarria	

SCHEDULE F. CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS (Continuation Sheet)

CREDITOR'S NAME, AND MAILING ADDRESS	C O D	Н	usband, Wife, Joint, or Community	CURRED AND	U N L	D I S	
INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions.)	CODEBTOR	J V	CONSIDERATION FOR CL	CURRED AND AIM. IF CLAIM F, SO STATE.	UZL_QU_DAFE	SPUTED	AMOUNT OF CLAIM
Account No. xxxx-xxxx-7142-xxxx			02 Charged off credit card	Ϋ́	T E D		
Capital One PO Box 85520 Richmond, VA 23285		V					3,274.00
Account No. xxxx-xxxx-1074-xxxx			97				0,27 1.00
Capital One PO Box 85520 Richmond, VA 23285		J	Charged off credit card				2 502 00
Account No. xxxx-xxxx-4826-xxxx	\vdash		95				2,593.00
Capital One PO Box 85520 Richmond, VA 23285		v	Charged off credit card				
							2,309.00
Account No. xxxx-xxxx-1879-xxxx Capital One PO Box 85520 Richmond, VA 23285		J	97 Charged off credit card				
Account No. xxxx-xxxx-9797-xxxx	L		01				2,147.00
Capital One PO Box 85520 Richmond, VA 23285	•	v	Charged off credit card				2,718.00
Sheet no1 of _6 sheets attached to Schedule of Creditors Holding Unsecured Nonpriority Claims		1		Subto (Total of this p		- 1	13,041.00

Case 05-71487 Doc 1 Filed 03/31/05 Entered 03/31/05 11:46:24 Desc Main 3/31/05 10:56AM Document Page 13 of 38

Form B6F -	Cont.
(12/03)	

In re	Carlos Chavarria,	Case No.
	Cristina Chavarria	

SCHEDULE F. CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

CREDITOR'S NAME,	C	Ηι	sband, Wife, Joint, or Community	C	UN	P	
AND MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions.)	CODEBTOR	C A H	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE.	CONTINGENT	QULD	S P U T E D	AMOUNT OF CLAIM
Account No. xxxx-xxxx-0620-xxxx		T	97	T	A T E D		
Capital One PO Box 85520 Richmond, VA 23285		J	Charged off credit card		D		1,697.00
Account No. xxxx3023			03			Г	
CFC Financial PO Box 909887 Chicago, IL 60690-9887		J	Collection for SBC Illinois. Notice only.				0.00
Account No. xxxxxx0260	╁	╁	02	\vdash		┢	
Child Adolescence 3601 Algonquin Rd. Rolling Meadows, IL 60008		J	Medical Services				663.00
Account No. xxxx-xxxx-2704-xxxx	╀	╀	02		L	L	003.00
Citi P.O. Box 6241 Sioux Falls, SD 57117		w	Charged off credit card				14,019.00
Account No. xxxx3023			04 Collection for SDC				
City Financial P.O. Box 2038 Warren, MI 48090		J	Collection for SBC.				60.00
Sheet no. 2 of 6 sheets attached to Schedule of		•		Subt	ota	.1	16,439.00
Creditors Holding Unsecured Nonpriority Claims			(Total of t	his 1	pag	(e)	10,438.00

Case 05-71487 Doc 1 Filed 03/31/05 Entered 03/31/05 11:46:24 Desc Main Document Page 14 of 38

Form B6F - Cont. (12/03)

In re	Carlos Chavarria,	Case No.
	Cristina Chavarria	

SCHEDULE F. CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS (Continuation Sheet)

Husband, Wife, Joint, or Community CODEBTOR UNLLQULDATED CONTINGENT CREDITOR'S NAME, AND MAILING ADDRESS Н DATE CLAIM WAS INCURRED AND INCLUDING ZIP CODE, W CONSIDERATION FOR CLAIM. IF CLAIM J AMOUNT OF CLAIM AND ACCOUNT NUMBER IS SUBJECT TO SETOFF, SO STATE. С (See instructions.) Account No. DDG, Inc. J 910 Skokie Blvd. Suite 112 Northbrook, IL 60062 1,225.00 Account No. DxxxAMExxxxxx2871 04 Collection for SBC/Ameritech. **Debt Credit Services** W 2493 Romig Rd. Akron, OH 44320 180.00 Account No. xxxx-xxxx-8900-xxxx Charged off store account GEMB/Sams Club W P.O. Box 981400 El Paso, TX 79998 592.00 Account No. xxx1383 00 Collections Illinois Collection Service 4647 W. 103rd St. P.O. Box 646 Oak Lawn, IL 60454 161.00 Account No. xxx4162 Collection for ComEd. Notice only. InoVision 507 Prudential Rd Horsham, PA 19044-2308 0.00 Sheet no. 3 of 6 sheets attached to Schedule of Subtotal 2,158.00 (Total of this page) Creditors Holding Unsecured Nonpriority Claims

Case 05-71487 Doc 1 Filed 03/31/05 Entered 03/31/05 11:46:24 Desc Main 3/31/05 10:56AM Document Page 15 of 38

Form B6F	 Cont 	ċ.
(12/03)		

In re	Carlos Chavarria,	Case No.
	Cristina Chavarria	

SCHEDULE F. CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

CREDITOR'S NAME,	C	Hu	sband, Wife, Joint, or Community		U	P	
AND MAILING ADDRESS	CODEBTOR	н	DATE CLAIM WAS INCLIDED AND	CONL	UZ LLQUL	S P	
INCLUDING ZIP CODE,	В	W	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM		Q	Ū	
AND ACCOUNT NUMBER	T	C	IS SUBJECT TO SETOFF, SO STATE.	N I	U	ΙT	AMOUNT OF CLAIM
(See instructions.)	Ř	١		. NGEN	I D	D	
Account No. xx1750			00	Ť	A T E D		
	1		Collection for medical services		םנ		
KCA Financial Services							
628 North St		J					
Box 53							
Geneva, IL 60134							
00.10.10, 12.00.10.1							62.00
	L			\sqcup		L	02.00
Account No. xx8760			00 Sawar Haa				
			Sewer Use				
Lake in the Hills Sanitary District		١.					
515 Plum St.		J					
Lake in the Hills, IL 60102-3399							
							332.00
Account No. xxx4162			04	\forall			
	1		Collection for ComEd. Notice only.				
Marlin Integrated			-				
P.O. Box 8592		IJ					
Philadelphia, PA 19101							
Timadolpina, Titi To To T							
							0.00
				\sqcup			0.00
Account No.			Bank fees				
MB Financial							
1200 N. Ashland		J					
Chicago, IL 60622		ľ					
Chicago, iL 60622							
							900.00
	L			igspace			900.00
Account No. xx1005			02				
	l		Medical Services				
Medical							
3001 2 South 2nd St.		J					
Clinton, IA 52733	l						
	l						
							39.00
Sheet no. 4 of 6 sheets attached to Schedule of	_			Subt	ota	1	
Creditors Holding Unsecured Nonpriority Claims			(Total of t				1,333.00

Case 05-71487 Doc 1 Filed 03/31/05 Entered 03/31/05 11:46:24 Desc Main Document Page 16 of 38

Form B6F - Cont. (12/03)

In re

Carlos Chavarria,

Cristina Chavarria Debtors SCHEDULE F. CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

Case No. _____

ODED TO DIG VALVE	С	Ни	sband, Wife, Joint, or Community	С	U	D	
CREDITOR'S NAME, AND MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions.)	CODEBTOR	M H	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE.	ONTINGEN	N L I Q I	I S P U T E	AMOUNT OF CLAIM
Account No. xxxxxx2423			03	Т	E		
Merchant's Credit 223 W. Jackson Chicago, IL 60606		J	Collection for medical services		D		1,537.00
Account No. xxx6997	╫	-	03	+	\vdash	┝	,
MRSI 2200 E. Devon Ave. Suite 288 Des Plaines, IL 60018		W	Collection for Centegra - Northern IL Med Cen.				
							206.00
Account No. xxxxx2646 NCO Financial PO Box 41466 Philadelphia, PA 19101		W	04 Collection for ComEd.				92.00
Account No. xxxxxxxxxxx0913	1		01		t		
Nicor Gas P.O. Box 549 Aurora, IL 60507		J	Utility				197.00
Account No. Pxxxxxxxxxxx4308	╈	\vdash	01	+	${\dagger}$	\vdash	
North Riverside Police Department 2359 S. Desplaines Ave. North Riverside, IL 60546		J	Services				50.00
Sheet no 5 _ of _6 _ sheets attached to Schedule o	f	<u> </u>		Sub	tota	ıl	2.092.00
Creditors Holding Unsecured Nonpriority Claims			(Total o	this	pag	ge)	2,082.00

Case 05-71487 Doc 1 Filed 03/31/05 Entered 03/31/05 11:46:24 Desc Main Document Page 17 of 38

Form B (12/03)

	Document
orm B6F - Cont.	
2/03)	

Case No.		

in re	Carios Chavarria,	
_	Cristina Chavarria	

SCHEDULE F. CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

				_			_	
CREDITOR'S NAME,	C	Hu	sband, Wife, Joint, or Community	CO	U N	P	7	
AND MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER (See instructions.)	CODEBTOR	C N H	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE.	CONTINGEN	UNLIQUIDATE	S P U T E D	5	AMOUNT OF CLAIM
Account No. xxxxxxxxx8091			96	٦	E			
Peoples Energy Attn: Bankruptcy Dept 130 E. Randolph Chicago, IL 60606		J	Utility		D			203.00
Account No. xxx0554	T	T	00, 04			T	T	
Professional Account Management Collection Services Division PO Box 391 Milwaukee, WI 53201-0391		J	Collection for TCF Bank.					
								249.00
Account No. xxxxx8800E			Consumer debt			T		
Volkswagen Credit Dept 131101 P.O. Box 67000 Detroit, MI 48267-1311		J						
Detroit, Wil 40207 1011								1,663.80
Account No.								
Account No.	1							
Sheet no. <u>6</u> of <u>6</u> sheets attached to Schedule of Creditors Holding Unsecured Nonpriority Claims			(Total of t	Sub				2,115.80
Training Charles Tromphonicy Charles			(Total of t		ota		\vdash	
			(Report on Summary of So				, [38,579.80

Case 05-71487 Doc 1 Filed 03/31/05 Entered 03/31/05 11:46:24 Desc Main Document Page 18 of 38

In re	Carlos Chavarria,	Case No.
	Cristina Chavarria	

Debtors

SCHEDULE G. EXECUTORY CONTRACTS AND UNEXPIRED LEASES

Describe all executory contracts of any nature and all unexpired leases of real or personal property. Include any timeshare interests. State nature of debtor's interest in contract, i.e., "Purchaser," "Agent," etc. State whether debtor is the lessor or lessee of a lease. Provide the names and complete mailing addresses of all other parties to each lease or contract described.

NOTE: A party listed on this schedule will not receive notice of the filing of this case unless the party is also scheduled in the appropriate schedule of creditors.

☐ Check this box if debtor has no executory contracts or unexpired leases.

Name and Mailing Address, Including Zip Code, of Other Parties to Lease or Contract Description of Contract or Lease and Nature of Debtor's Interest.

State whether lease is for nonresidential real property.

State contract number of any government contract.

Alicia Gomez 1165 Heartland Gate Lake In The Hills, IL 60156 Tenant rents basement. Lease began March 2005.

ocontinuation sheets attached to Schedule of Executory Contracts and Unexpired Leases

Case 05-71487	Doc 1	Filed 03/31/05	Entered 03/31/05 11:46:24	Desc Main	3/31/05 10:56AM
		Document	Page 19 of 38		

In re	Carlos Chavarria,	Case No.
	Cristina Chavarria	

Debtors

SCHEDULE H. CODEBTORS

Provide the information requested concerning any person or entity, other than a spouse in a joint case, that is also liable on any debts listed by debtor in the schedules of creditors. Include all guarantors and co-signers. In community property states, a married debtor not filing a joint case should report the name and address of the nondebtor spouse on this schedule. Include all names used by the nondebtor spouse during the six years immediately preceding the commencement of this case.

Check this bo	x if	debtor	has	no	codebtors.
---------------	------	--------	-----	----	------------

NAME AND ADDRESS OF CODEBTOR

NAME AND ADDRESS OF CREDITOR

Case 05-71487 Doc 1 Filed 03/31/05 Entered 03/31/05 11:46:24 Desc Main Document Page 20 of 38

3/31/05 10:58AM

Form B6I (12/03)

In re

Carlos Chavarria Cristina Chavarria		Case No.	
	Debtor(s)		

SCHEDULE I. CURRENT INCOME OF INDIVIDUAL DEBTOR(S)

The column labeled "Spouse" must be completed in all cases filed by joint debtors and by a married debtor in a chapter 12 or 13 case whether

or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. DEPENDENTS OF DEBTOR AND SPOUSE Debtor's Marital Status: RELATIONSHIP AGE Dependent 11 Married Dependent 12 Dependents 2 Dependent 9 **EMPLOYMENT DEBTOR SPOUSE** Occupation Owner Owner Name of Employer Kristoffer's Cafe & Bakery Kristoffer's Cafe & Bakery How long employed 1 year 3 months 1 year 3 months 1733 S. Halsted 1733 S. Halsted Address of Employer Chicago, IL 60608 Chicago, IL 60608 INCOME: (Estimate of average monthly income) **DEBTOR SPOUSE** Current monthly gross wages, salary, and commissions (pro rate if not paid monthly) 2,518.00 2,518.00 Estimated monthly overtime \$ 0.00 0.00 \$ 2,518.00 2,518.00 **SUBTOTAL** LESS PAYROLL DEDUCTIONS a. Payroll taxes and social security 629.00 629.00 0.00 0.00 b. Insurance 0.00 0.00 c. Union dues d. Other (Specify) 0.00 \$ 0.00 0.00 0.00 629.00 629.00 SUBTOTAL OF PAYROLL DEDUCTIONS \$ 1,889.00 \$ 1,889.00 TOTAL NET MONTHLY TAKE HOME PAY Regular income from operation of business or profession or farm (attach detailed statement) 0.00 0.00 \$ 700.00 Income from real property 0.00 Interest and dividends 0.00 0.00 Alimony, maintenance or support payments payable to the debtor for the debtor's use or that of dependents listed above 0.00 0.00 Social security or other government assistance 0.00 0.00 (Specify) 0.00 0.00 0.00 0.00 Pension or retirement income Other monthly income 0.00 0.00 (Specify) 0.00 0.00 2.589.00 1.889.00 TOTAL MONTHLY INCOME

Describe any increase or decrease of more than 10% in any of the above categories anticipated to occur within the year following the filing of this document:

TOTAL COMBINED MONTHLY INCOME

4,478.00

(Report also on Summary of Schedules)

Case 05-71487 Doc 1 Filed 03/31/05 Entered 03/31/05 11:46:24 Desc Main Document Page 21 of 38

3/31/05 10:58AM

In re	Carlos Chavarria Cristina Chavarria		Case No.	
		Debtor(s)		

SCHEDULE J. CURRENT EXPENDITURES OF INDIVIDUAL DEBTOR(S)

Complete this schedule by estimating the average monthly expenses of the debtor and the debtor's family weekly, quarterly, semi-annually, or annually to show monthly rate.	. Pro rate any pa	ayments made bi-
☐ Check this box if a joint petition is filed and debtor's spouse maintains a separate household. Complete a labeled "Spouse."	ı separate schedu	ale of expenditure
Rent or home mortgage payment (include lot rented for mobile home)	\$	0.00
Are real estate taxes included? Yes No _X	Ψ	
Is property insurance included? Yes No X		
Utilities: Electricity and heating fuel	\$	130.00
Water and sewer	\$ 	0.00
Telephone	\$	65.00
Other	\$ 	0.00
Home maintenance (repairs and upkeep)	- <u>\$</u>	0.00
Food	\$ 	440.00
Clothing	\$	24.00
Laundry and dry cleaning	\$	20.00
Medical and dental expenses	\$	15.00
Transportation (not including car payments)	\$	150.00
Recreation, clubs and entertainment, newspapers, magazines, etc.	\$	0.00
Charitable contributions	\$	0.00
Insurance (not deducted from wages or included in home mortgage payments)		
Homeowner's or renter's	\$	0.00
Life	\$	0.00
Health	\$	0.00
Auto	\$	0.00
Other	\$	0.00
Taxes (not deducted from wages or included in home mortgage payments)	_	
(Specify)	\$	0.00
Installment payments: (In chapter 12 and 13 cases, do not list payments to be included in the plan.)	- `	
Auto	\$	0.00
Other Store lease	\$ 	1,200.00
Other	- <u>\$</u>	0.00
Other	- <u>\$</u>	0.00
Alimony, maintenance, and support paid to others	<u> </u>	0.00
Payments for support of additional dependents not living at your home	\$ 	0.00
Regular expenses from operation of business, profession, or farm (attach detailed statement)	\$	0.00
Other Personal Grooming, haircuts	\$	34.00
Other	\$	0.00
TOTAL MONTHLY EXPENSES (Report also on Summary of Schedules)	\$	2,078.00
TO THE MOTITIES EXTENDED (Report also on Summary of Schedules)	Ψ	2,070.00
[FOR CHAPTER 12 AND 13 DEBTORS ONLY] Provide the information requested below, including whether plan payments are to be made bi-weekly, monthl regular interval.	y, annually, or a	t some other
A. Total projected monthly income	\$	4,478.00
B. Total projected monthly expenses	\$	2,078.00
C. Excess income (A minus B)	\$	2,400.00
D. Total amount to be paid into plan each Monthly	\$	2,480.00
(interval)		·

Case 05-71487 Doc 1 Filed 03/31/05 Entered 03/31/05 11:46:24 Desc Main

Page 22 of 38 Document

3/31/05 10:58AM

United States Bankruptcy Court Northern District of Illinois

In re	Carlos Chavarria Cristina Chavarria			Case No.	
			Debtor(s)	Chapter	13
	DECLARATION C	CONCERN	NING DEBTOR'S SO	CHEDUL	ES
	DECLARATION UNDER F	PENALTY (OF PERJURY BY INDIV	IDUAL DI	EBTOR
	I declare under penalty of perjury the 19 sheets [total shown on summary page knowledge, information, and belief.				_
Date	March 31, 2005	Signature	/s/ Carlos Chavarria Carlos Chavarria Debtor		
Date	March 31, 2005	Signature	/s/ Cristina Chavarria Cristina Chavarria Joint Debtor		

Penalty for making a false statement or concealing property: Fine of up to \$500,000 or imprisonment for up to 5 years or both. 18 U.S.C. §§ 152 and 3571.

Case 05-71487 Doc 1 Filed 03/31/05 Entered 03/31/05 11:46:24 Desc Main Document

Page 23 of 38

3/31/05 10:58AM

Form 7 (12/03)

United States Bankruptcy Court Northern District of Illinois

In re	Carlos Chavarria Cristina Chavarria		Case No.	
111 10	Onomia Griavarria	Debtor(s)	Chapter	13

STATEMENT OF FINANCIAL AFFAIRS

This statement is to be completed by every debtor. Spouses filing a joint petition may file a single statement on which the information for both spouses is combined. If the case is filed under chapter 12 or chapter 13, a married debtor must furnish information for both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. An individual debtor engaged in business as a sole proprietor, partner, family farmer, or self-employed professional, should provide the information requested on this statement concerning all such activities as well as the individual's personal affairs.

Questions 1 - 18 are to be completed by all debtors. Debtors that are or have been in business, as defined below, also must complete Questions 19 - 25. If the answer to an applicable question is "None," mark the box labeled "None." If additional space is needed for the answer to any question, use and attach a separate sheet properly identified with the case name, case number (if known), and the number of the question.

DEFINITIONS

"In business." A debtor is "in business" for the purpose of this form if the debtor is a corporation or partnership. An individual debtor is "in business" for the purpose of this form if the debtor is or has been, within the six years immediately preceding the filing of this bankruptcy case, any of the following: an officer, director, managing executive, or owner of 5 percent or more of the voting or equity securities of a corporation; a partner, other than a limited partner, of a partnership; a sole proprietor or self-employed.

"Insider." The term "insider" includes but is not limited to: relatives of the debtor; general partners of the debtor and their relatives; corporations of which the debtor is an officer, director, or person in control; officers, directors, and any owner of 5 percent or more of the voting or equity securities of a corporate debtor and their relatives; affiliates of the debtor and insiders of such affiliates; any managing agent of the debtor. 11 U.S.C. § 101.

1. Income from employment or operation of business

None П

State the gross amount of income the debtor has received from employment, trade, or profession, or from operation of the debtor's business from the beginning of this calendar year to the date this case was commenced. State also the gross amounts received during the two years immediately preceding this calendar year. (A debtor that maintains, or has maintained, financial records on the basis of a fiscal rather than a calendar year may report fiscal year income. Identify the beginning and ending dates of the debtor's fiscal year.) If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income of both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

SOURCE (if more than one) **AMOUNT** \$55,069.00 H & W - Employment income - estimated 2003 H & W - Employment income - estimated 2004 \$23,976.00 H & W - Employment income - 2005 year-to-date \$4,995.00

2. Income other than from employment or operation of business

None

State the amount of income received by the debtor other than from employment, trade, profession, or operation of the debtor's business during the two years immediately preceding the commencement of this case. Give particulars. If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income for each spouse whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

AMOUNT	SOURCE
\$17,173.00	Pension - estimated 2003
\$12,150.00	Rental Income - estimated 2004

Document Page 24 of 38

AMOUNT SOURCE

\$700.00 Rental Income - 2005 year-to-date

3. Payments to creditors

None

a. List all payments on loans, installment purchases of goods or services, and other debts, aggregating more than \$600 to any creditor, made within 90 days immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS DATES OF AMOUNT STILL OF CREDITOR **PAYMENTS** AMOUNT PAID OWING

None b. List all payments made within one year immediately preceding the commencement of this case to or for the benefit of creditors who

are or were insiders. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR AND

AMOUNT STILL

RELATIONSHIP TO DEBTOR

DATE OF PAYMENT

AMOUNT PAID

OWING

3/31/05 10:58AM

2

4. Suits and administrative proceedings, executions, garnishments and attachments

None

a. List all suits and administrative proceedings to which the debtor is or was a party within one year immediately preceding the filing of this bankruptcy case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

CAPTION OF SUIT COURT OR AGENCY STATUS OR NATURE OF PROCEEDING AND CASE NUMBER AND LOCATION DISPOSITION

None b. Describe all property that has been attached, garnished or seized under any legal or equitable process within one year immediately

preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not

NAME AND ADDRESS OF PERSON FOR WHOSE BENEFIT PROPERTY WAS SEIZED

DATE OF SEIZURE

DESCRIPTION AND VALUE OF

PROPERTY

5. Repossessions, foreclosures and returns

None

List all property that has been repossessed by a creditor, sold at a foreclosure sale, transferred through a deed in lieu of foreclosure or returned to the seller, within **one year** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

DATE OF REPOSSESSION, NAME AND ADDRESS OF FORECLOSURE SALE,

CREDITOR OR SELLER

TRANSFER OR RETURN

DESCRIPTION AND VALUE OF **PROPERTY**

6. Assignments and receiverships

None

a. Describe any assignment of property for the benefit of creditors made within 120 days immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include any assignment by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

DATE OF

NAME AND ADDRESS OF ASSIGNEE ASSIGNMENT

TERMS OF ASSIGNMENT OR SETTLEMENT

Document

3/31/05 10:58AM

3

None

b. List all property which has been in the hands of a custodian, receiver, or court-appointed official within **one year** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CUSTODIAN

NAME AND LOCATION OF COURT CASE TITLE & NUMBER

DATE OF ORDER

DESCRIPTION AND VALUE OF

PROPERTY

7. Gifts

None

List all gifts or charitable contributions made within one year immediately preceding the commencement of this case except ordinary and usual gifts to family members aggregating less than \$200 in value per individual family member and charitable contributions aggregating less than \$100 per recipient. (Married debtors filing under chapter 12 or chapter 13 must include gifts or contributions by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF PERSON OR ORGANIZATION RELATIONSHIP TO DEBTOR, IF ANY

DATE OF GIFT

DESCRIPTION AND VALUE OF GIFT

8. Losses

None

List all losses from fire, theft, other casualty or gambling within one year immediately preceding the commencement of this case or since the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include losses by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

DESCRIPTION AND VALUE OF PROPERTY

DESCRIPTION OF CIRCUMSTANCES AND, IF LOSS WAS COVERED IN WHOLE OR IN PART BY INSURANCE, GIVE PARTICULARS

DATE OF LOSS

9. Payments related to debt counseling or bankruptcy

None

List all payments made or property transferred by or on behalf of the debtor to any persons, including attorneys, for consultation concerning debt consolidation, relief under the bankruptcy law or preparation of the petition in bankruptcy within one year immediately preceding the commencement of this case.

NAME AND ADDRESS OF PAYEE Macey & Chern 20 West Kinzie #1300 Chicago, IL 60610

DATE OF PAYMENT, NAME OF PAYOR IF OTHER THAN DEBTOR 2005

AMOUNT OF MONEY OR DESCRIPTION AND VALUE OF PROPERTY \$2,200 total attorney fees. \$906 paid pre-filing, the rest in plan.

10. Other transfers

None

List all other property, other than property transferred in the ordinary course of the business or financial affairs of the debtor, transferred either absolutely or as security within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include transfers by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF TRANSFEREE, RELATIONSHIP TO DEBTOR

DATE

DESCRIBE PROPERTY TRANSFERRED AND VALUE RECEIVED

Document Page 26 of 38

11. Closed financial accounts

None

None

List all financial accounts and instruments held in the name of the debtor or for the benefit of the debtor which were closed, sold, or otherwise transferred within **one year** immediately preceding the commencement of this case. Include checking, savings, or other financial accounts, certificates of deposit, or other instruments; shares and share accounts held in banks, credit unions, pension funds, cooperatives, associations, brokerage houses and other financial institutions. (Married debtors filing under chapter 12 or chapter 13 must include information concerning accounts or instruments held by or for either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

> TYPE OF ACCOUNT, LAST FOUR DIGITS OF ACCOUNT NUMBER. AND AMOUNT OF FINAL BALANCE

AMOUNT AND DATE OF SALE OR CLOSING

3/31/05 10:58AM

4

NAME AND ADDRESS OF INSTITUTION

12. Safe deposit boxes

List each safe deposit or other box or depository in which the debtor has or had securities, cash, or other valuables within one year

immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include boxes or depositories of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF BANK OR OTHER DEPOSITORY

NAMES AND ADDRESSES OF THOSE WITH ACCESS TO BOX OR DEPOSITORY

DESCRIPTION OF CONTENTS DATE OF TRANSFER OR SURRENDER, IF ANY

13. Setoffs

None List all setoffs made by any creditor, including a bank, against a debt or deposit of the debtor within 90 days preceding the

commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

NAME AND ADDRESS OF CREDITOR

DATE OF SETOFF

AMOUNT OF SETOFF

14. Property held for another person

None List all property owned by another person that the debtor holds or controls.

NAME AND ADDRESS OF OWNER

DESCRIPTION AND VALUE OF **PROPERTY**

LOCATION OF PROPERTY

15. Prior address of debtor

None

If the debtor has moved within the two years immediately preceding the commencement of this case, list all premises which the debtor occupied during that period and vacated prior to the commencement of this case. If a joint petition is filed, report also any separate address of either spouse.

ADDRESS NAME USED DATES OF OCCUPANCY

16. Spouses and Former Spouses

None

If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within the six-year period immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resides or resided with the debtor in the community property state.

NAME

5

3/31/05 10:58AM

17. Environmental Information.

For the purpose of this question, the following definitions apply:

"Environmental Law" means any federal, state, or local statute or regulation regulating pollution, contamination, releases of hazardous or toxic substances, wastes or material into the air, land, soil, surface water, groundwater, or other medium, including, but not limited to, statutes or regulations regulating the cleanup of these substances, wastes, or material.

"Site" means any location, facility, or property as defined under any Environmental Law, whether or not presently or formerly owned or operated by the debtor, including, but not limited to, disposal sites.

"Hazardous Material" means anything defined as a hazardous waste, hazardous substance, toxic substance, hazardous material, pollutant, or contaminant or similar term under an Environmental Law

None

a. List the name and address of every site for which the debtor has received notice in writing by a governmental unit that it may be liable or potentially liable under or in violation of an Environmental Law. Indicate the governmental unit, the date of the notice, and, if known, the Environmental Law:

NAME AND ADDRESS OF DATE OF **ENVIRONMENTAL** SITE NAME AND ADDRESS GOVERNMENTAL UNIT NOTICE LAW

b. List the name and address of every site for which the debtor provided notice to a governmental unit of a release of Hazardous

Material. Indicate the governmental unit to which the notice was sent and the date of the notice.

NAME AND ADDRESS OF **ENVIRONMENTAL** DATE OF SITE NAME AND ADDRESS GOVERNMENTAL UNIT NOTICE LAW

None c. List all judicial or administrative proceedings, including settlements or orders, under any Environmental Law with respect to which the debtor is or was a party. Indicate the name and address of the governmental unit that is or was a party to the proceeding, and the docket number.

NAME AND ADDRESS OF GOVERNMENTAL UNIT

DOCKET NUMBER

STATUS OR DISPOSITION

18. Nature, location and name of business

None П

a. If the debtor is an individual, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was an officer, director, partner, or managing executive of a corporation, partnership, sole proprietorship, or was a self-employed professional within the six years immediately preceding the commencement of this case, or in which the debtor owned 5 percent or more of the voting or equity securities within the six years immediately preceding the commencement of this case.

If the debtor is a partnership, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities, within the **six years** immediately preceding the commencement of this case.

If the debtor is a corporation, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities within the six years immediately preceding the commencement of this case.

BEGINNING AND ENDING TAXPAYER NATURE OF BUSINESS NAME I.D. NO. (EIN) ADDRESS DATES 1733 S. Halsted Kristoffers Cafe & Bakery Coffee shop Opened in January 2004 Chicago, IL 60608

None b. Identify any business listed in response to subdivision a., above, that is "single asset real estate" as defined in 11 U.S.C. § 101.

NAME ADDRESS Document Page 28 of 38

3/31/05 10:58AM

6

DECLARATION UNDER PENALTY OF PERJURY BY INDIVIDUAL DEBTOR

I declare under penalty of perjury that I have read the answers contained in the foregoing statement of financial affairs and any attachments thereto and that they are true and correct.

Date	March 31, 2005	Signature	/s/ Carlos Chavarria
			Carlos Chavarria
			Debtor
Date	March 31, 2005	Signature	/s/ Cristina Chavarria
			Cristina Chavarria
			Joint Debtor

Penalty for making a false statement: Fine of up to \$500,000 or imprisonment for up to 5 years, or both. 18 U.S.C. §§ 152 and 3571

Case 05-71487 Doc 1 Filed 03/31/05 Entered 03/31/05 11:46:24 Desc Main Document Page 29 of 38 United States Bankruptcy Court Northern District of Illinois

	Carlos Chavarria			
In re	Cristina Chavarria		Case No.	
		Debtor(s)	Chapter	13

		Decroi(s)	Chapt		
	DISCLOSURE OF COMPI	ENSATION OF ATTO	ORNEY FOR	DEBTOR(S)	
1.	Pursuant to 11 U.S.C. § 329(a) and Bankruptcy R compensation paid to me within one year before the fibe rendered on behalf of the debtor(s) in contemplation	lling of the petition in bankrup	otcy, or agreed to be	paid to me, for services rendered	
	For legal services, I have agreed to accept		\$	2,200.00	
	Prior to the filing of this statement I have received	1	\$	906.00	
	Balance Due		\$	1,294.00	
2.	The source of the compensation paid to me was:				
	■ Debtor □ Other (specify):				
3.	The source of compensation to be paid to me is:				
	■ Debtor □ Other (specify):				
4.	■ I have not agreed to share the above-disclosed com	npensation with any other pers	on unless they are n	nembers and associates of my law f	irm.
	☐ I have agreed to share the above-disclosed compe copy of the agreement, together with a list of the n				n. A
5.	In return for the above-disclosed fee, I have agreed to a. Analysis of the debtor's financial situation, and rend b. Preparation and filing of any petition, schedules, st. c. Representation of the debtor at the meeting of credit d. [Other provisions as needed] Negotiations with secured creditors to reagreements and applications as needed.	dering advice to the debtor in a atement of affairs and plan wh itors and confirmation hearing	determining whether ich may be required , and any adjourned	r to file a petition in bankruptcy; ; hearings thereof;	ation
6.	By agreement with the debtor(s), the above-disclosed f Representation of the debtors in any dis pursuant to 11 USC 522(f)(2)(A) for avoi or any other adversary proceeding.	schargeability actions, judic	ial lien avoidance		
		CERTIFICATION			
this	I certify that the foregoing is a complete statement of bankruptcy proceeding.	any agreement or arrangemen	nt for payment to me	e for representation of the debtor(s	in (
Da	red: March 31, 2005	/s/ Angie S. Rhe	ee # 6282075		
		Angie S. Rhee	# 6282075		
		Macey & Chern 444 N. Wells, S			
		Chicago, IL 606	10		
		(312) 467-0004	_		

3/31/05 10:58AM

UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS

RIGHTS AND RESPONSIBILITIES AGREEMENT BETWEEN CHAPTER 13 DEBTORS AND THEIR ATTORNEYS (Model Retention Agreement)

Chapter 13 gives debtors important rights, such as the right to keep property that could otherwise be lost through repossession or foreclosure—but Chapter 13 also puts burdens on debtors, such as the burden of making complete and truthful disclosures of their financial situation. It is important for debtors who file a Chapter 13 bankruptcy case to understand their rights and responsibilities in bankruptcy. In this connection, the advice of an attorney is often crucial. Debtors are entitled to expect certain services to be performed by their attorneys, but again, debtors have responsibilities to their attorneys also. In order to assure that debtors and their attorneys understand their rights and responsibilities in the Chapter 13 process, the judges of the Bankruptcy Court for the Northern District of Illinois have approved the following agreement, setting out the rights and responsibilities of both debtors in Chapter 13 and their attorneys. By signing this agreement, debtors and their attorneys accept these responsibilities.

BEFORE THE CASE IS FILED

THE DEBTOR AGREES TO:

- 1. Discuss with the attorney the debtor's objectives in filing the case.
- 2. Provide the attorney with full, accurate and timely information, financial and otherwise, including properly documented proof of income.

THE ATTORNEY AGREES TO:

- 1. Personally counsel the debtor regarding the advisability of filing either a Chapter 13 or a Chapter 7 case, discuss both procedures (as well as non-bankruptcy options) with the debtor, and answer the debtor's questions.
- 2. Personally explain to the debtor that the attorney is being engaged to represent the debtor on all matters arising in the case, as required by Local Bankruptcy rule and explain how and when the attorney's fees and the trustee's fees are determined and paid.
- 3. Personally review with the debtor and sign the completed petition, plan, statements, and schedules, as well as all amendments thereto, whether filed with the petition or later. (The schedules may be initially prepared with the help of clerical or paralegal staff of the attorney's office, but personal attention of the attorney is required for the review and signing.)

- 4. Timely prepare and file the debtor's petition, plan, statements, and schedules.
- 5. Explain to the debtor how, when, and where to make all necessary payments, including both payments that must be made directly to creditors and payments that must be made to the Chapter 13 trustee, with particular attention to housing and vehicle payments.
- 6. Advise the debtor of the need to maintain appropriate insurance.

AFTER THE CASE IS FILED

THE DEBTOR AGREES TO:

- 1. Make the required payments to the trustee and to whatever creditors are being paid directly, or, if required payments cannot be made, to notify the attorney immediately.
- 2. Appear punctually at the meeting of creditors (also called the "341 meeting") with recent proof of income and a picture identification card. (If the identification card does not include the debtor's social security number, the debtor will also bring to the meeting a social security card.) The debtor must be present in time for check-in and when the case is called for the actual examination.
- 3. Notify the attorney of any change in the debtor's address or telephone number.
- 4. Inform the attorney of any wage garnishments or liens or levies on assets that occur or continue after the filing of the case.
- 5. Contact the attorney immediately if the debtor loses employment, has a significant change in income, or experiences any other significant change in financial situation (such as serious illness, lottery winnings, or an inheritance).
- 6. Notify the attorney if the debtor is sued or wishes to file a lawsuit (including divorce).
- 7. Inform the attorney if any tax refunds to which the debtor is entitled are seized or not received when due from the IRS or Illinois Department of Revenue.
- 8. Contact the attorney before buying, refinancing, or selling real property, and before entering into any loan agreement.

THE ATTORNEY AGREES TO:

- 1. Advise the debtor of the requirement to attend the meeting of creditors, and notify the debtor of the date, time, and place of the meeting.
- 2. Inform the debtor that the debtor must be punctual and, in the case of a joint filing, that both spouses must appear at the same meeting.

- 3. Provide knowledgeable legal representation for the debtor at the meeting of creditors (in time for check-in and the actual examination) and, unless excused by the trustee, for the confirmation hearing.
- 4. If the attorney will be employing another attorney to attend the 341 meeting or any court hearing, personally explain to the debtor in advance, the role and identity of the other attorney and provide the other attorney with the file in sufficient time to review it and properly represent the debtor.
- 5. Timely submit to the Chapter 13 trustee properly documented proof of income for the debtor, including business reports for self-employed debtors.
- 6. Timely respond to objections to plan confirmation and, where necessary, prepare, file, and serve an amended plan.
- 7. Timely prepare, file, and serve any necessary amended statements and schedules and any change of address, in accordance with information provided by the debtor.
- 8. Monitor all incoming case information (including, but not limited to, Order Confirming Plan, Notice of Intent to Pay Claims, and 6-month status reports) for accuracy and completeness. Contact the trustee promptly regarding any discrepancies.
- 9. Be available to respond to the debtor's questions throughout the term of the plan.
- 10. Prepare, file, and serve timely modifications to the plan after confirmation, when necessary, including modifications to suspend, lower, or increase plan payments.
- 11. Prepare, file, and serve necessary motions to buy or sell property and to incur debt.
- 12. Object to improper or invalid claims.
- 13. Timely respond to the Chapter 13 trustee's motions to dismiss the case, such as for payment default, or unfeasibility, and to motions to increase the percentage payment to unsecured creditors.
- 14. Timely respond to motions for relief from stay.
- 15. Prepare, file, and serve all appropriate motions to avoid liens.
- 16. Provide any other legal services necessary for the administration of the case before the bankruptcy court.

ALLOWANCE AND PAYMENT OF ATTORNEYS' FEES [Check one option.]

- Option A: flat fee through confirmation
- 1a. Pre-confirmation services. Any attorney retained to represent a debtor in a Chapter 13 case is responsible for representing the debtor on all matters arising in the case, unless otherwise ordered by the court. For all of the services outlined above, required to be provided before confirmation of a plan, the attorney will be paid a fee of \$ __2,200.00 . In extraordinary circumstances, such as extended evidentiary hearings or appeals, the attorney may apply to the court for additional compensation for preconfirmation services. Any such application must be accompanied by an itemization of the services rendered, showing the date, the time expended, and the identity of the attorney performing the services. The debtor must be served with a copy of the application and notified of the right to appear in court to object.
- 1b. *Post-confirmation services*. Compensation for services required after confirmation will be in such amounts as are allowed by the court, on application accompanied by an itemization of the services rendered, showing the date, time, and the identity of the attorney performing the services. The debtor must be served with a copy of the application and notified that the debtor may appear in court to object.

- □ Option B: flat fee through case closing
- 1. Any attorney retained to represent a debtor in a Chapter 13 case is responsible for representing the debtor on all matters arising in the case unless otherwise ordered by the court. For all of the services outlined above, the attorney will be paid a fee of \$ N/A . In extraordinary circumstances, such as extended evidentiary hearings or appeals, the attorney may apply to the court for additional compensation for these services. Any such application must be accompanied by an itemization of the services rendered, showing the date, the time expended, and the identity of the attorney performing the services. The debtor must be served with a copy of the application and notified of the right to appear in court to object.

- 2. Early termination of the case. Fees payable under the provisions set out above are not refundable in the event that the case is dismissed before confirmation (Option A) or completion of plan payments (Option B), unless the dismissal is due to a failure by the attorney to comply with the duties set out in this agreement. If a dismissal is due to such a failure by the attorney, the court may order a refund of fees on motion by the debtor.
- 3. *Retainers*. The attorney may receive a retainer or other payment before filing the case, but may not receive fees directly from the debtor after the filing of the case. In any application for fees, whether or not requiring an itemization, the attorney shall disclose to the court any fees paid by the debtor prior to the case filing.

- 4. *Improper conduct by the attorney*. If the debtor disputes the sufficiency or quality of the legal services provided or the amount of the fees charged by the attorney, the debtor may file an objection with the court and request a hearing.
- 5. *Improper conduct by the debtor*. If the attorney believes that the debtor is not complying with the debtor's responsibilities under this agreement or is otherwise not engaging in proper conduct, the attorney may apply for a court order allowing the attorney to withdraw from the case.
- 6. Discharge of the attorney. The debtor may discharge the attorney at any time.

Date:March 31, 2005		
Total fee to be paid for attorney's services: \$ _ 2,200.00 _ (Do not sign if this line is blank.)		
Signed:		
/s/ Carlos Chavarria	/s/ Angie S. Rhee # 6282075	
Carlos Chavarria	Angie S. Rhee # 6282075	
	Attorney for Debtor(s)	
/s/ Cristina Chavarria	•	
Cristina Chavarria		
Debtor(s)		

UNITED STATES BANKRUPTCY COURT NORTHERN DISTRICT OF ILLINOIS NOTICE TO CONSUMER DEBTOR OF AVAILABLE CHAPTERS

The purpose of this notice is to acquaint you with the four chapters of the federal Bankruptcy Code under which you may file a bankruptcy petition. The bankruptcy law is complicated and not easily described. Therefore, you should seek the advice of an attorney to learn of your rights and responsibilities under the law should you decide to file a petition with the court. Court employees are prohibited from giving you legal advice.

Chapter 7: Liquidation (\$155 filing fee plus \$39 administrative fee plus \$15 trustee surcharge)

- 1. Chapter 7 is designed for debtors in financial difficulty who do not have the ability to pay their existing debts.
- 2. Under chapter 7 a trustee takes possession of all your property. You may claim certain of your property as exempt under governing law. The trustee then liquidates the property and uses the proceeds to pay your creditors according to priorities of the Bankruptcy Code.
- 3. The purpose of filing a chapter 7 case is to obtain a discharge of your existing debts. If, however, you are found to have committed certain kinds of improper conduct described in the Bankruptcy Code, your discharge may be denied by the court, and the purpose for which you filed the bankruptcy petition will be defeated.
- 4. Even if you receive a discharge, there are some debts that are not discharged under the law. Therefore, you may still be responsible for such debts as certain taxes and student loans, alimony and support payments, criminal restitution, and debts for death or personal injury caused by driving while intoxicated from alcohol or drugs.
- 5. Under certain circumstances you may keep property that you have purchased subject to valid security interest. Your attorney can explain the options that are available to you.

Chapter 13: Repayment of All or Part of the Debts of an Individual with Regular Income (\$155 filing fee plus \$39 administrative fee)

- 1. Chapter 13 is designed for individuals with regular income who are temporarily unable to pay their debts but would like to pay them in installments over a period of time. You are only eligible for chapter 13 if your debts do not exceed certain dollar amounts set forth in the Bankruptcy Code.
- 2. Under chapter 13 you must file a plan with the court to repay your creditors all or part of the money that you owe them, using your future earnings. Usually, the period allowed by the court to repay your debts is three years, but no more than five years. Your plan must be approved by the court before it can take effect.
- 3. Under chapter 13, unlike chapter 7, you may keep all your property, both exempt and non-exempt, as long as you continue to make payments under the plan.
- 4. After completion of payments under your plan, your debts are discharged except alimony and support payments, student loans, certain debts including criminal fines and restitution and debts for death or personal injury caused by driving while intoxicated from alcohol or drugs, and long term secured obligations.

Chapter 11: Reorganization (\$800 filing fee plus \$39 administrative fee)

Chapter 11 is designed for the reorganization of a business but is also available to consumer debtors. Its provisions are quite complicated, and any decision by an individual to file a Chapter 11 petition should be reviewed with an attorney.

Chapter 12: Family Farmer (\$200 filing fee plus \$39 administrative fee)

Chapter 12 is designed to permit family farmers to repay their debts over a period of time from future earnings and is in many ways similar to chapter 13. The eligibility requirements are restrictive, limiting its use to those whose income arises primarily from a family-owned farm.

/s/ Carlos Chavarria	/s/ Cristina Chavarria	March 31, 2005	
Debtor's Signature	Joint Debtor's Signature	Date	Case Number

I, the debtor, affirm that I have read this notice.

Case 05-71487 Doc 1 Filed 03/31/05 Entered 03/31/05 11:46:24 Desc Main

Page 36 of 38 Document

United States Bankruptcy Court Northern District of Illinois

In re	Carios Chavarria Cristina Chavarria		Case No.		
		Debtor(s)	Chapter	13	

VERIFICATION OF CREDITOR MATRIX

The above-named Debtors hereby verify that the attached list of creditors is true and correct to the best of their knowledge. /s/ Carlos Chavarria Date: March 31, 2005 Carlos Chavarria Signature of Debtor /s/ Cristina Chavarria Date: March 31, 2005

3/31/05 10:58AM

Carlos Chavariase 05-71487 Doc 1
Cristina Chavarria
1165 Heartland Gate
Lake In The Hills, IL 60156

Filed 193/31/495al Entered 03/31/05 11:46524e Barsc Main 950004 Mark Plazage 37 of 38 Commercial Loan Pay Westmont, IL 60559 8617 Innovation Way

Commercial Loan Payments 8617 Innovation Way Chicago, IL 60682-0086

Angie S. Rhee # Macey & Chern 444 N. Wells, Ste. 301 Chicago, IL 60610 Citi P.O. Box 6241 Sioux Falls, SD 57117 Marlin Integrated P.O. Box 8592 Philadelphia, PA 19101

A/R Concepts 2320 Dean St. Bldg. 2-202 St. Charles, IL 60175 City Financial P.O. Box 2038 Warren, MI 48090 MB Financial 1200 N. Ashland Chicago, IL 60622

Account Recovery Service 3031 N. 114th St. Milwaukee, WI 53222-4208

DDG, Inc. 910 Skokie Blvd. Suite 112 Northbrook, IL 60062 Medical 3001 2 South 2nd St. Clinton, IA 52733

American Collection 919 W. Estes Schaumburg, IL 60193-4427 Debt Credit Services 2493 Romig Rd. Akron, OH 44320 Merchant's Credit 223 W. Jackson Chicago, IL 60606

Americredit 801 Cherry St. Suite 3900 Fort Worth, TX 76102 GEMB/Sams Club P.O. Box 981400 El Paso, TX 79998 MRSI 2200 E. Devon Ave. Suite 288 Des Plaines, IL 60018

Amex P.O. Box 297871 Fort Lauderdale, FL 33329 Illinois Collection Service 4647 W. 103rd St. P.O. Box 646 Oak Lawn, IL 60454 NCO Financial PO Box 41466 Philadelphia, PA 19101

Capital One PO Box 85520 Richmond, VA 23285 InoVision 507 Prudential Rd Horsham, PA 19044-2308 Nicor Gas P.O. Box 549 Aurora, IL 60507

CFC Financial PO Box 909887 Chicago, IL 60690-9887 KCA Financial Services 628 North St Box 53 Geneva, IL 60134 North Riverside Police Department 2359 S. Desplaines Ave. North Riverside, IL 60546

Child Adolescence 3601 Algonquin Rd. Rolling Meadows, IL 60008 Lake in the Hills Sanitary District 515 Plum St. Lake in the Hills, IL 60102-3399 Peoples Energy Attn: Bankruptcy Dept 130 E. Randolph Chicago, IL 60606 Professional Research 5 Mahagemen Poc 1 Filed 03/31/05 Entered 03/31/05 11:46:24 Desc Main Collection Services Division Page 38 of 38 PO Box 391 Milwaukee, WI 53201-0391

Volkswagen Credit Dept 131101 P.O. Box 67000 Detroit, MI 48267-1311

Wells Fargo 3101 W. 69th St. Edinah, MN 55435